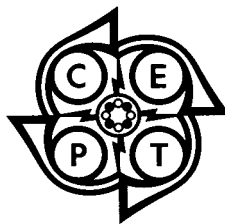


# **ELECTRONIC COMMUNICATIONS COMMITTEE**

ECC Decision  
of 15 November 2002  
on free circulation and use of GSM-R  
mobile terminals operating within the frequency bands  
876 - 880 MHz and 921 - 925 MHz for railway purposes in  
CEPT countries, enlarging the field of application of  
ERC/DEC/(95)01

(ECC/DEC/(02)09)





## **EXPLANATORY MEMORANDUM**

### **1 INTRODUCTION**

The ERC/Decision/(95)01 identifies three levels of free circulation of radio equipment in CEPT member countries as follows:

1. free circulation without permission of using the radio equipment;
2. free circulation with permission of using the radio equipment;
3. free circulation with the permission of placing the radio equipment on the market.

The ERC/DEC/(95)01 only covers levels 1 and 2 on free circulation of GSM and DECT mobile equipment, Omnitrac terminals for the Euteltracs system, Inmarsat-C terminals, Inmarsat-M terminals and PR-27 mobile stations. Subsequent Decisions have extended the scope of application to additional radio equipment terminals.

This new Decision, however, deals only with level two of free circulation since level one is already covered by ERC/DEC/(95)01.

### **2 BACKGROUND**

It is a general aim of the Electronic Communications Committee (ECC) to facilitate free circulation of radio equipment.

The aim of this Decision is to allow free circulation of GSM-R mobile terminals in the same way as ERC/DEC/(95)01 does for the radio equipment categories identified therein.

Separate Decisions have been developed for free circulation and use of other categories of equipment.

### **3 REQUIREMENT FOR AN ECC DECISION**

According to the ECC Rules of Procedure, a Decision cannot be amended without abrogating the existing one. Therefore, there is a need for a separate Decision to allow for free circulation and use of GSM-R mobile terminals.

**ECC Decision  
of 15 November 2002**

**on free circulation and use of GSM-R mobile terminals operating within  
the frequency bands 876 - 880 MHz and 921 - 925 MHz for railway purposes, in CEPT countries,  
enlarging the field of application of ERC/DEC (95)01**

**(ECC/DEC/(02)09)**

“The European Conference of Postal and Telecommunications Administrations,

*considering*

- a) that ERC/DEC/(95)01 provides for free circulation and use of a limited number of radio equipment categories;
- b) that GSM-R mobile terminals are of a receive before transmit type except for DMO operation and shall operate within the frequency bands 876-880 MHz and 921 - 925 MHz;
- c) that GSM-R mobile terminals facilitate the managing and operating of railway traffic and increase the safety;
- d) that the GSM-R mobile terminals complying with the relevant European Telecommunication Standards (ETS/EN 300 577, ETS/EN 300 086) or equivalent technical specifications also fulfil the conditions for free circulation and use under the general principles of ERC/DEC/(95)01;
- e) that this Decision shall not impede EEA member countries from fulfilling their obligations according to Community Law.

**DECIDES**

1. that administrations shall allow free circulation and use of GSM-R mobile terminals, as defined in ECC/DEC/(02)05, under the same principles as described in ERC/DEC/(95)01;
2. that this Decision shall enter into force on 15 November 2002;
3. that CEPT administrations shall communicate the national measures implementing this Decision to the ECC Chairman and the Office when the Decision is nationally implemented.”

*Note:*

*Please check the CEPT web site (<http://www.cept.org>) for the up to date position on the implementation of this and other ERC/ECC Decisions.*